

03-10-05

120

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of:

COLBERT, DEBRA

Serial No.: 10/680,774

Filed: 10/07/2003

MEMORIAL CARDS

Docket No.: 33085

Customer No.: 23589

Group Art Unit No.:

Conf. No.:

Examiner:

Assistant Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL

Transmitted herewith are: Transmittal (1 page); Second Request for Withdrawal as Attorney or Agent and Change of Correspondence Address (2 pages) including Enclosures (3 pages); and return postcard.

EV 597771547 US

Express Mail No.

Respectfully submitted,

Date: March 9, 2005

By

Jennifer C. Bailey
Jennifer C. Bailey, Reg. No. 52,583

HOVEY WILLIAMS LLP

2405 Grand Boulevard, Suite 400

Kansas City, Missouri 64108

816/474-9050

ATTORNEYS FOR APPLICANT(S)



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of:

COLBERT, DEBRA

Serial No.: 10/680,774

Filed: 10/07/2003

MEMORIAL CARDS

Docket No.: 33085

Customer No.: 23589

Group Art Unit No.:

Conf. No.:

Examiner:

Assistant Commissioner of Patents
Alexandria, VA 22313

Sir:

**SECOND REQUEST FOR WITHDRAWAL AS ATTORNEY OR AGENT AND
CHANGE OF CORRESPONDENCE ADDRESS**

In response to the Decision on Request for Withdrawal of Attorney dated November 2, 2004, wherein our request for withdrawal was not approved and our subsequent response dated November 30, 2004, Applicant hereby requests reconsideration based on the following:

On March 23, 2004, Applicant erroneously submitted on Form PTO/SB/83 a Customer Number of 19-0522, a copy of which is hereby attached for your reference. The Decision on Request for Withdrawal of Attorney dated November 2, 2004, which denies the request to withdraw in this matter, was based on the erroneous customer number provided in the Form PTO/SB/83. A copy of this Decision is also attached for your reference.

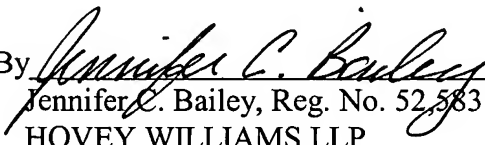
Therefore, to satisfy the condition wherein the Notice must contain a clear indication of one attorney signing on behalf of another, Applicant hereby submits that the signature below suffices for **Customer No. 23589** and all attorneys represented by such Customer Number.

It is believed that no further issues remain in this Request, and that the correspondence address for this matter may be duly changed to Gerhard Shipley, Reg. No. 45,682, 4218 Roanoke Road, Suite 305, Kansas City, MO 64111.

In the event of further questions, the Examiner is urged to call the undersigned.

Any additional fee which is due in connection with this amendment should be applied against Deposit Account No. 19-0522.

Respectfully submitted,

By 
Jennifer C. Bailey, Reg. No. 52,583
HOVEY WILLIAMS LLP
2405 Grand Boulevard, Suite 400
Kansas City, Missouri 64108
816/474-9050

ATTORNEYS FOR APPLICANT(S)



Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**REQUEST FOR WITHDRAWAL
AS ATTORNEY OR AGENT
AND CHANGE OF
CORRESPONDENCE ADDRESS**

Application Number	10/680,774
Filing Date	10/07/03
First Named Inventor	Colbert, Debra
Art Unit	3634
Examiner Name	
Attorney Docket Number	33085

**To: Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450**

Please withdraw me as attorney or agent for the above identified patent application, and

- ☐ all the attorneys/agents of record.
- ☐ the attorneys/agents (with registration numbers) listed on the attached paper(s), or
- ☒ the attorneys/agents associated with Customer Number 19-0522

NOTE: This box can only be checked when the power of attorney of record in the application is to all the practitioners associated with a customer number.

The reasons for this request are: *Debra Colbert* Applicant requests withdrawal of Hovey Williams LLP as attorneys and transferral of files to applicant's possession. Applicant hereby signs below to indicate applicant's request.

CORRESPONDENCE ADDRESS

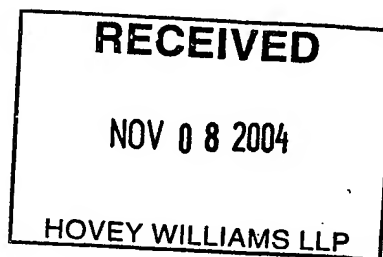
1. ☐ The correspondence address is NOT affected by this withdrawal.
2. ☒ Change the correspondence address and direct all future correspondence to: *Berhard Shipley, Reg. No. 45,682*
4218 Roanoke Rd.
Suite 305
Kansas City, MO 64111
- ☐ Customer Number:

OR

<input type="checkbox"/> Firm or Individual Name			
Address			
Address			
City	State	Zip	
Country			
Telephone			Fax
Name	Jennifer C. Bailey		
Signature	<i>Jennifer C. Bailey</i>		Registration No. 52,583
Date	March 23, 2004		Telephone No. (816) 474-9050

NOTE: Withdrawal is effective when approved rather than when received. Unless there are at least 30 days between approval of withdrawal and the expiration date of a time period for response or possible extension period, the request to withdraw is normally disapproved.

This collection of information is required by 37 CFR 1.36. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.



MAILED

NOV - 2 2004

OFFICE OF THE DIRECTOR
TC 3600

Thomas B. Luebbering
Hovey Williams LLP
Suite 400
2405 Grand,
Kansas City, MO 64108

In re application of
Debra Colbert
Application No. 10/680,774
Filed: October 7, 2003
For: DISPLAY DEVICE FOR DISPLAYING
MEMORIAL PRESENTATION

DECISION ON REQUEST
FOR WITHDRAWAL OF
ATTORNEY

This is a decision on the request filed on March 25, 2004, under 37 CFR 1.36 and MPEP 402.06, requesting permission to withdraw as the attorney of record in the above-identified application.

The request is **NOT APPROVED**.

Under 37 CFR 1.36 an attorney may withdraw only upon application to and approval by the Commissioner. It should be noted that a withdrawal is effective when approved, not when filed. Besides giving due notice to his or her client and delivering to the client all papers and property to which the client is entitled as specified under 37 CFR 10.40, approval of such a request requires that the following conditions be met:

- A) Each attorney of record must sign the notice of withdrawal, or the notice must contain a clear indication of one attorney signing on behalf of another, because the Office does not recognize law firms;
- B) A proper reason for the withdrawal as enumerated in 37 CFR 10.40(b) or subsection (1)-(6) of 37 CFR 10.40(c) must be provided; and
- C) If withdrawal is requested in accordance with 37 CFR 10.40(c) above, there must be at least 30 days between approval of the withdrawal and the later of the expiration date of a time period for reply or the expiration date.

NOV 08 2004

ENTERED BY Agm

of the period which can be obtained by a petition and fee for extension of time under 37 CFR 1.136(a).

The request to withdraw as attorney is not accepted in the above-identified application because the request lacks condition A) above.

As to condition A), the listed Customer No. 19-0522 is not a valid Customer No. thereby creating confusion as to who is withdrawing. To alleviate this problem, it is suggested that the request be resubmitted and that such request specifically state that the signing attorney is signing on behalf of all attorneys of record in this application.



Steven N. Meyers
Special Programs Examiner
Patent Technology Center 3600
(703) 308-3868

SNM/vdb: 10/26/04